

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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CBS CORPORATION, formerly known as :  
VIACOM, INC.,

Plaintiff, : Index No. 07 CV 11344 (LBS)

- against - :

EATON CORPORATION, : **AFFIDAVIT OF SERVICE**

Defendant. :

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STATE OF NEW YORK )  
 ) ss.:  
COUNTY OF NEW YORK )

DARRYL SMALLS, being duly sworn, deposes and says: deponent is not a party to  
the action, is over 18 years of age and resides in the State of New York.

On January 22, 2008, deponent served an Answer and Affirmative Defenses upon the  
following:

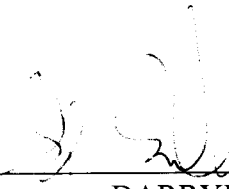
David D. McKenery, Jr.  
Dickie, McCamey & Chicote  
Two PPG Place, Suite 400  
Pittsburgh, PA 15222-5402

Frederick W. Bode, III  
Dickie, McCamey & Chicote  
Two PPG Place, Suite 400  
Pittsburgh, PA 15222-5402

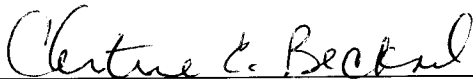
Kristen Hock Prex  
Dickie, McCamey & Chicote  
Two PPG Place, Suite 400  
Pittsburgh, PA 15222-5402

Steven W. Zoffer  
Dickie, McCamey & Chicote  
Two PPG Place, Suite 400  
Pittsburgh, PA 15222-5402

the addresses designated for that purpose, by depositing a true copy of same, via First Class Mail, in a prepaid, properly addressed wrapper in an official depository under the exclusive care and custody of the United States Postal Service within the State of New York.

  
\_\_\_\_\_  
DARRYL SMALLS

Sworn to before me this  
23rd day of January, 2008

  
\_\_\_\_\_  
Notary Public

**CHRISTINE ENGLAND BECKNEL**  
Notary Public, State of New York  
No. ~~24~~ 4887583  
Qualified in Bronx County  
Commission Expires March 23, 20 11